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Attorneys for Plaintiffs

**IN THE UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA**

NATIONAL ASSOCIATION OF CHAIN
DRUG STORES, and the NATIONAL
COMMUNITY PHARMACISTS
ASSOCIATION,

Plaintiffs,

v.

ARNOLD SCHWARZENEGGER, not
individually, but solely in his official
capacity as Governor of the State of
California, KIM BELSHE, not individually,
but solely in her official capacity as
Secretary of the California Health and
Human Services Agency, DAVID
MAXWELL-JOLLY, not individually, but
solely in his official capacity as Director of
the California Department of Health Care
Services, and THE CALIFORNIA
DEPARTMENT OF HEALTH CARE
SERVICES,

Defendants.

Case No.: CV09-07097 CAS
(MANx)

**STIPULATION FOR DISMISSAL
OF CLAIMS WITHOUT
PREJUDICE**

Honorable Christina A. Snyder
Complaint Filed: September 30, 2009

1 IT IS HEREBY STIPULATED by and between all parties, Plaintiffs National
2 Association of Chain Drug Stores (“NACDS”) and National Community Pharmacists
3 Association (“NCPA”) and Defendants Arnold Schwarzenegger, Kim Belshe, David
4 Maxwell-Jolly, California Department of Health Care Services (“Defendants”)
5 (collectively “the Parties”), by and through their counsel of record, as follows:

6 The entire matter should be dismissed without prejudice pursuant to Federal
7 Rule of Civil Procedure 41(a)(1). Each party shall bear its respective attorney’s fees
8 and costs.

9
10 Dated: May 5, 2010

DUANE MORRIS LLP

11
12 By: /s/ Yvette D. Roland

13 Yvette D. Roland
14 Audra L. Thompson

15 Attorneys for Plaintiffs NATIONAL
16 ASSOCIATION OF CHAIN DRUG
STORES, and the NATIONAL
COMMUNITY PHARMACISTS
ASSOCIATION

17 Dated: May 5, 2010

18
19 By: /s/ Ismael A. Castro

20 Julie Weng-Gutierrez
21 Ismael A. Castro

22 Attorneys for Defendants ARNOLD
23 SCHWARZENEGGER, KIM
24 BELSHE, DAVID MAXWELL-
JOLLY; and THE CALIFORNIA
DEPARTMENT OF HEALTH
CARE SERVICES